

No. 04-4384

FILED

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

JAN 18 2005

LEONARD GREEN, Clerk

M&S ADVISORY GROUP, INC.

FILED

Plaintiff - Appellee

JAN 18 2005

v.

JAMES BONINI, Clerk
CINCINNATI, OHIO

EYEMART EXPRESS, LTD

Defendant - Appellant

ORDER

1:02 cv 522

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In accordance with Rule 33, Rules of the Sixth Circuit, and upon consideration of the stipulation to dismiss filed by the parties to voluntarily dismiss the appeal pursuant to 42(b), Federal Rules of Appellate Procedure,

IT IS ORDERED that the appeal be and hereby is dismissed.

ENTERED PURSUANT TO RULE 33(d)
RULES OF THE SIXTH CIRCUIT
Leonard Green, Clerk

Leonard Green

A TRUE COPY
Attest:
LEONARD GREEN, Clerk
By Nancy Barnes
Deputy Clerk